# EXHIBIT 10

## Case 5:11-cv-02509-LHK Document 881-3 Filed 04/17/14 Page 2 of 7 HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

1	UNITED STATES DISTRICT COURT
2	NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
3	
4	
5	IN RE: HIGH-TECH EMPLOYEE )
6	ANTITRUST LITIGATION ) No. 11-CV-2509-LHK
7	
8	
9	
10	HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
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12	
13	VIDEOTAPED DEPOSITION OF SIDDHARTH HARIHARAN
14	San Francisco, California
15	Friday, October 12, 2012
16	Volume I
17	
18	
19	
20	Reported by:
21	ASHLEY SOEVYN
22	CSR No. 12019
23	Job No. 1541277
24	
25	PAGES 1 - 310
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1	A. I can't remember, sure. Maybe. I would	17:56:32
2	have to see the document.	17:56:35
3	Q. Do you remember on any occasion since this	17:56:39
4	lawsuit was filed giving an interview to any	17:56:41
5	journalist?	17:56:45
6	MR. HARVEY: Objection, vague and	17:56:47
7	completely irrelevant to this case.	17:56:52
8	BY MR. PURCELL:	17:56:54
9	Q. Well, obviously relevance isn't an issue in	17:56:54
10	a deposition, so you can answer the question.	17:56:56
11	A. Now, that I think yeah, I think I do	17:56:58
12	remember.	17:57:01
13	Q. Was it just one interview that you gave to	17:57:02
14	a journalist respecting this case, or more than	17:57:04
15	one?	17:57:07
16	A. As far as I remember, I think it was one.	17:57:09
17	Q. Now, how did you come to give that	17:57:14
18	interview, how did you schedule that?	17:57:15
19	A. I think I had that interview scheduled with	17:57:28
20	Dean.	17:57:31
21	Q. So it was scheduled through your counsel?	17:57:32
22	A. Yes.	17:57:37
23	Q. During that strike that.	17:57:37
24	So just to clarify, you think you met with	17:57:40
25	a journalist on more than one occasion?	17:57:42
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1		
1	A. I'm not sure. I can't remember.	17:57:48
2	Q. Did you provide that journalist with any	17:57:49
3	documents?	17:57:56
4	A. I'm not sure if this is this divulges	17:57:58
5	attorney-client privilege?	17:58:04
6	MR. HARVEY: If you have any concern with	17:58:06
7	that, we should discuss it before you say anything	17:58:08
8	that could reveal the contents of attorney-client	17:58:10
9	communications. So if you want to stay on the	17:58:13
10	record, it's up to you, but I'll give the	17:58:15
11	instruction not to reveal the content of any	17:58:17
12	attorney-client communication.	17:58:20
13	BY MR. PURCELL:	17:58:21
14	Q. And that's a perfectly appropriate	17:58:21
15	instruction, and I'm not trying to get at anything	17:58:23
16	your attorney said to you. I'm asking for the fact	17:58:26
17	of whether there were any documents that you	17:58:28
18	communicated to the third-party journalist that you	17:58:30
19	met with?	17:58:32
20	A. I don't remember. I don't remember.	17:58:35
21	Q. How did you first learn about the issues	17:58:40
22	that are the subject matter of this case, this	17:58:43
23	alleged conspiracy?	17:58:46
24	A. A friend of mine who I worked with at Zynga	17:58:49
25	told me about something relating to this case.	17:58:53
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1	Q. Do you recall when you had this	17:59:01
2	conversation with the friend who you worked with at	17:59:02
3	Zynga?	17:59:04
4	A. I can't remember the exact date, no. I	17:59:08
5	can't remember what month. It was after I left	17:59:11
6	Zynga, I think, for sure.	17:59:12
7	Q. And this friend of yours who you worked	17:59:16
8	with at Zynga, what is his or her name?	17:59:19
9	A. His name is Ray.	17:59:24
10	Q. What is Ray's last name?	17:59:25
11	A. Martone.	17:59:27
12	Q. How is that spelled?	17:59:28
13	A. M-a-r-t-o-n-e.	17:59:29
14	Q. Do you recall what Mr. Martone told you	17:59:34
15	about the facts of this case?	17:59:36
16	A. Not particularly. He just well, you	17:59:39
17	said of the case? The case wasn't filed yet.	17:59:44
18	Q. Fair enough. That was a bad question that	17:59:48
19	I asked. Do you recall what Mr. Martone told you	17:59:49
20	about the underlying facts?	17:59:51
21	A. He didn't say very much. All he said was,	17:59:54
22	"Hey, you work for Lucas, right?" And I said,	17:59:58
23	"Yeah." And I think he said something like, "Hey,	18:00:01
24	there's this thing that I'm thinking about the DOJ"	18:00:04
25	or something. I can't remember what he said	18:00:08
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1	exactly, but he said something about conspiracy or	18:00:11
2	something, and I looked it up on Google.	18:00:17
3	Q. And when you looked it up on Google, what	18:00:21
4	did you find?	18:00:30
5	A. I found a DOJ ruling against some company	18:00:30
6	involving Lucas.	18:00:34
7	Q. And at some point after that, did you	18:00:36
8	contact an attorney? It's just a yes-or-no	18:00:37
9	question. I'm not asking what you said to them?	18:00:40
10	A. Yes.	18:00:43
11	Q. And what attorney did you contact?	18:00:44
12	MR. HARVEY: And I think for this, I think	18:00:51
13	it's fair to identify the law firm rather than the	18:00:52
14	individual.	18:00:54
15	THE WITNESS: Lieff, Cabraser.	18:00:55
16	BY MR. PURCELL:	18:00:58
17	Q. How did you come to select Lieff, Cabraser	18:00:58
18	as the firm to call?	18:01:02
19	A. It a mutual friend of Ray.	18:01:09
20	Q. Who is the mutual friend of Ray?	18:01:10
21	A. Mr. Dean Harvey.	18:01:17
22	Q. So did Mr. Martone tell you, "I have a	18:01:24
23	friend who is a lawyer who might be able to	18:01:26
24	represent you"?	18:01:31
25	A. I can't remember exactly what he said.	18:01:35
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1	Q. But Mr. Martone was the one who referred	18:01:36
2	you to Mr. Harvey and the Lieff, Cabraser firm?	18:01:38
3	A. Yes.	18:01:41
4	Q. If you were successful in this case and	18:01:46
5	plaintiff proved liability, what do you expect to	18:01:49
6	recover?	18:01:53
7	A. What do I personally	18:01:57
8	Q. Correct.	18:01:59
9	A. It's not about me. It's about the class	18:02:00
10	members of this case.	18:02:02
11	Q. I understand it's broader than just you,	18:02:03
12	but your personal expectation. What personally do	18:02:05
13	you expect to recover if plaintiffs prevail on	18:02:09
14	liability in this case?	18:02:13
15	A. Well, you have to go back to my motive for	18:02:18
16	doing this case. I don't really care. I don't	18:02:20
17	really care. I don't even know what I would do with	18:02:22
18	it. I care about the class members. I care about	18:02:24
19	justice for them.	18:02:26
20	Q. Do you expect to recover your own damages	18:02:28
21	if plaintiffs were able to prove that you were	18:02:32
22	underpaid as a Lucasfilm employee because of some	18:02:35
23	conspiracy?	18:02:41
24	A. I'm sorry, there was a lot of please	18:02:41
25	rephrase that question.	18:02:45
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